

400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343 - Telephone
(516) 742-4366 - Facsimile
e-mail: Intprop@ssmp.com

**SCULLY, SCOTT, MURPHY
& PRESSER****Fax****RECEIVED
CENTRAL FAX CENTER****MAY 02 2006**

To: Examiner: Steven Ho Yin Loke
Group Art Unit: 2811
Confirmation No.: 6830

From: John S. Sensny, Esq.

Fax: 571-273-8300

Pages: 5 (Including fax cover sheet)

Phone:

Date: May 2, 2006

Re: Applicants: David V. Horak, et al.
Serial No.: 10/752,386
Filed: January 6, 2004
For: FORMATION OF A FAT DISPOSABLE
SPACER TO "POST DOPE" POLYSI GATE
CONDUCTOR
Docket: FIS920030114US1 (16509)

CC

REQUEST FOR CONTINUED EXAMINATION (RCE)**TRANSMITTED HEREWITH:**

1. Request for Continued Examination (RCE) Transmittal (in duplicate);
2. Authorization to charge IBM Deposit Account No. 09-0458/IBM in the amount of \$790.00 for the RCE fee; and
3. Certificate of Facsimile Transmission, dated May 2, 2006 (in duplicate).

FOR:

Applicants: David Horak, et al.
Serial No.: 10/752,386
Filed: January 6, 2004
For: FORMATION OF A FAT DISPOSABLE SPACER TO "POST DOPE" POLYSI GATE
CONDUCTOR
Docket: FIS920030114US1 (16509)

CONFIDENTIALITY: The documents accompanying this facsimile transmission may contain information which is either confidential or legally privileged and is intended only for the authorized use of the individual or entity named above without right or publication or republication, dissemination or disclosure except as expressly set forth or established by course of dealing. All rights are reserved. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of the contents of this facsimile is prohibited. If you received this transmission in error, please notify us immediately by telephone to arrange for return of the documents.

If you have any problems concerning this facsimile, please call (516) 742-4343 and ask for Julie Yanopulos @ Ext. 569.

BEST AVAILABLE COPY

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No.	
Applicant(s): David V. Horak, et al.			FIS920030114US1 (16509)	
Application No. 10/752,386	Filing Date January 6, 2004	Examiner Steven Ho Yin Loke	Group Art Unit 2811	
Invention: FORMATION OF FAT DISPOSABLE SPACER TO POST DOPE POLYSI GATE CONDCUTOR				
CONFIRMATION NO.: 6830				
<p>I hereby certify that this <u>REQUEST FOR CONTINUED EXAMINATION (RCE)</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u> on <u>May 2, 2006</u> (Date)</p> <p style="text-align: right;"><u>John S. Sensny</u> (Typed or Printed Name of Person Signing Certificate) <u>John S. Sensny</u> (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>				

P18/REV02

BEST AVAILABLE COPY

MAY 02 2006

Doc Code:

PTO/SB/30 (04-05)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/752,386
	Filing Date	January 6, 2004
	First Named Inventor	David V. Horak, et al.
	Art Unit	2811
	Examiner Name	Steven Ho Yin Loke
	Attorney Docket Number	FIS920030114US1 (16509)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s) iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 09-0458/IBM. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>John S. Sensny</i>	Date	May 2, 2006
Name (Print / Type)	John S. Sensny	Registration No.	28,757

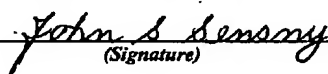
CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>John S. Sensny</i>	Date	May 2, 2006
Name (Print / Type)	John S. Sensny		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): David V. Horak, et al.			Docket No. FIS920030114US1 (16509)	
Application No. 10/752,386	Filing Date January 6, 2004	Examiner Steven Ho Yin Loke	Group Art Unit 2811	
Invention: FORMATION OF FAT DISPOSABLE SPACER TO POST DOPE POLYSI GATE CONDUCUTOR				
CONFIRMATION NO.: 6830				
<p>I hereby certify that this <u>REQUEST FOR CONTINUED EXAMINATION (RCE)</u> <small>(Identify type of correspondence)</small> is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u> on <u>May 2, 2006</u> <small>(Date)</small></p> <p style="text-align: right;"><u>John S. Sensny</u> <small>(Typed or Printed Name of Person Signing Certificate)</small> <u></u> <small>(Signature)</small></p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>				

P18/REV02

BEST AVAILABLE COPY